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7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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11 BRADLEY PATTELLI, RUSSELL M. JOYCE
12 and JAMES B. GAMACHE,

13 Plaintiffs,

14 v.

15 LENDINGCLUB CORPORATION, a Delaware
corporation,

16 Defendant.
17

Case No.: 3:14-cv-05362-MMC

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE
PENDING SETTLEMENT**

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19 WHEREAS, a Case Management Conference in this matter is set for March 27, 2015 at
20 10:30 a.m. [Docket No. 20];

21 WHEREAS, Plaintiffs and Defendant have agreed in principle to a settlement, subject to
22 negotiation and execution of a definitive written settlement agreement, that will result in the
23 dismissal of this action;

24 WHEREAS, finalization of that settlement will render further proceedings in this action,
25 including any Case Management Conference, unnecessary;

26 WHEREAS, Plaintiffs and Defendant are currently in the process of negotiating and
27 drafting a formal settlement agreement that will memorialize the terms of the parties' settlement
28

but, due to scheduling and logistical issues, anticipate that an agreement may not be executed by March 27, 2015 (the date presently set for the Case Management Conference); and

WHEREAS, in the interests of judicial efficiency and economy, and to avoid potentially unnecessary proceedings, Plaintiffs and Defendant agree that it would be appropriate to continue the Case Management Conference to give the parties time to finalize their settlement.

IT IS ACCORDINGLY STIPULATED, by and between the undersigned counsel for the parties, that:

1. The Case Management Conference presently scheduled for March 27, 2015, shall, subject to the approval of the Court, be rescheduled for May 1, 2015 at 10:30 a.m.; and
2. In the meantime, the parties will continue to work on finalizing their settlement agreement and, upon completion of that process, will promptly notify the Court.

Dated: March 19, 2015

FENWICK & WEST LLP

By: /s/ Matthew Meyerhofer

Matthew Meyerhofer
Attorneys for Defendants
LENDINGCLUB CORPORATION

Dated: March 19, 2015

HOBART LINZER LLP

By: /s/ C. Dana Hobart

C. Dana Hobart
Attorneys for Plaintiffs
BRADLEY PATTELLI, RUSSELL M. JOYCE and
JAMES B. GAMACHE

Pursuant to Civil Local Rule 5-1(i)(3), all signatories concur in filing this stipulation.

Dated: March 19, 2015

By: /s/ Matthew Meyerhofer

Matthew Meyerhofer


~~PROPOSED~~ ORDER

Pursuant to the foregoing stipulation, the Case Management Conference scheduled in this action for March 27, 2015, is hereby rescheduled for ^{May 8,} ~~May 1,~~ 2015 at 10:30 a.m. in Courtroom 7, located 450 Golden Gate Avenue, 19th Floor, San Francisco, California. The parties' Joint Case Management Statement shall be filed seven days before the Case Management Conference.

Upon finalization of any settlement agreement, the parties shall promptly notify the Court so that the Case Management Conference may be taken off calendar.

SO ORDERED.

Dated: March 23, 2015


The Honorable Maxine M. Chesney
United States District Judge

FENWICK & WEST LLP
ATTORNEYS AT LAW
SAN FRANCISCO